

SEP 11 2008

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DATE: September 11, 2008

PAGES INCLUDING THIS PAGE: 26

TO: Examiner Amuradha Ramana, Group Art Unit 3733
COMPANY: U.S. Patent and Trademark OfficeFAX NUMBER: 571-273-8300
PHONE NUMBER:

FROM: Douglas A. Collier

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RE: Response to Office Action for U.S. Patent Application No. 10/603,471 to Larry Gause et al.

COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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Client Matter No.: 333 MSDI-259

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SEP 11 2008

PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0851-0031

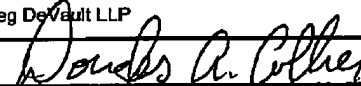
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/603,471
	Filing Date	June 25, 2003
	First Named Inventor	Larry Gause et al.
	Art Unit	3733
	Examiner Name	Anuradha Ramana
Total Number of Pages in This Submission	Attorney Docket Number	MSDI-259/PC757.00

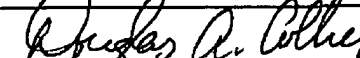
ENCLOSURES (Check all that apply)		
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Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Krieg Devault LLP		
Signature			
Printed name	Douglas A. Collier		
Date	September 11, 2008	Reg. No.	43,556

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Signature			
Typed or printed name	Douglas A. Collier	Date	September 11, 2008

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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SEP 11 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	Before the Examiner:
Larry Gause et al.)	Anuradha Ramana
)	
Application Serial No. 10/603,471)	Group Art Unit: 3733
)	
Filed: June 25, 2003)	Attorney Ref. No.:
)	MSDI-259/PC757.00
SYSTEM FOR STABILIZING A PORTION)	
OF THE SPINE)	September 11, 2008

RESPONSE TO NON-FINAL OFFICE ACTION

Commissioner for Patents
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Sir:

In response to the Non-final Office Action dated June 11, 2008, please enter the following remarks. No fees or extensions of time are believed due for consideration of the enclosed. However, please provide any extensions of time necessary and charge any fees which may be due, or credit any overpayment, to Deposit Account No. 12-2424, but not to include any payment of issue fees.

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Name of Registered Representative

Douglas A. Collier
Signature

September 11, 2008

Date of Signature

Response to Non-Final Office Action
Application Serial No. 10/603,471
Atty Docket No. MSDI-259/PC757.00
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